



MINUTES

INFRASTRUCTURE AND GENERAL GOVERNMENT

APPROPRIATIONS SUBCOMMITTEE

Monday, February 4, 2019 | 8:00 a.m. | 210 Senate Building

Members Present:

Sen. Kirk A. Cullimore, Senate Chair
Rep. Douglas V. Sagers, House Chair
Rep. Brady Brammer, House Vice Chair
Sen. Jacob L. Anderegg
Sen. David G. Buxton
Sen. Wayne A. Harper
Sen. Deidre M. Henderson
Sen. David P. Hinkins
Sen. Karen Mayne
Sen. Daniel McCay
Rep. Walt Brooks
Rep. Ken Ivory

Rep. A. Cory Maloy
Rep. Calvin R. Musselman
Rep. Merrill F. Nelson
Rep. Stephanie Pitcher
Rep. Mike Schultz
Rep. Lawanna Shurtliff
Rep. Andrew Stoddard

Staff Present:

Mr. Chase Loftis, Financial Analyst
Ms. Sarah Meredith, Intern
Mr. Brian Wickle, Senior Economist
Ms. Karen C. Allred, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

House Chair Sagers called the meeting to order at 8:09 a.m.

1 . Approval of Minutes

MOTION: House Vice Chair Brammer moved to approve the minutes of the January 31, 2019 meeting. The motion passed with a vote of 11 - 0 - 8.

Yeas-11

Rep. B. Brammer
Rep. W. Brooks
Sen. D. Buxton
Sen. K. Cullimore
Sen. D. Henderson
Sen. D. Hinkins
Rep. K. Ivory
Rep. C. Musselman
Rep. D. Sagers
Rep. L. Shurtliff
Rep. A. Stoddard

Nays-0

Absent-8

Sen. J. Anderegg
Sen. W. Harper
Rep. A. Maloy
Sen. K. Mayne
Sen. D. McCay
Rep. M. Nelson
Rep. S. Pitcher
Rep. M. Schultz

2 . Judicial Conduct Commission

Mr. Alex Peterson, Executive Director, Judicial Conduct Commission (JCC), gave an overview of the Utah Judiciary and the role of JCC. Other organizations with roles in the judiciary include the Commission on Criminal and Juvenile Justice, and the Judicial Performance Evaluation Commission. Judicial Conduct Committee responds to, investigates, and resolves complaints against judges. The Judicial Conduct Commission tries to balance justice and privacy. Mr. Peterson explained intent language for the Judicial Conduct Commission.

Sen. Henderson asked about the documents being explained. Mr. Brian Wickle, Senior Economist, Office of the Legislative Fiscal Analyst (LFA), responded that he will get that information to the subcommittee now by email, and post it to the website after the meeting. Mr. Peterson continued with his explanation.

[3a-IGG - Issue Brief - 2019 GS - Judicial Conduct Commission](#)

[3b-IGG - JCC presentation](#)

Rep. Nelson asked if the JCC has authority to remove a judge, and if a judge has ever been removed. Mr. Peterson responded that the removal authority resides with the Supreme Court, and that judges have been removed.

Sen. Mayne expressed that she served on a judicial committee for two terms and the judges and committee that served with her are of the highest caliber.

Sen. Hinkins asked about how to help constituents who ask legislators for help to intervene in judicial situations the legislators are not able to help. Mr. Peterson responded that the constituents should contact the Judicial Conduct Commission. Mr. Peterson concluded his explanation.

3 . Department of Administrative Services - Non-operational

Mr. Wikle explained the budget of the Department of Administrative Service (DAS). Certain line items in the DAS are there to avoid possible conflicts of interest that might occur if the line items were in other areas of the budget, but the DAS has no operational control over these line items.

4 . Department of Administrative Services

Mr. Wikle discussed the operational part of the DAS budget. He explained fees, liability premiums by risk pool, property premiums by risk pool, and the department recommendations.

[5a-IGG - DAS Proposed Rate Changes](#)

Rep. Ivory asked about the increase for premiums by risk pool. Ms. Tani Downing, Executive Director, DAS, responded that the increase is because of the increasing cost of claims. Mr. Brian Nelson, Director, Division of Risk Management, responded on the types of claims coming to the DAS.

Sen. Hinkins, Rep. Brammer, Chair Sagers and Rep. Ivory asked further questions about claims. Mr. Nelson responded.

Mr. Wikle continued his explanation with workers compensation premiums by risk pool.

Mr. Chase Loftis, Financial Analyst, LFA, discussed intent language and budget adjustments for DAS.

[5b-IGG - Issue Brief - 2019 GS - DAS Intent Language](#)

[5c-IGG - Issue Brief - 2019 GS - DAS Budget Adjustments](#)

Sen. Buxton asked about Administrative Rules and Finance Administration non-lapsing funds. Mr. Ken Hansen, Deputy Executive Director, DAS, Ms. Marilee Richards, Deputy Director, DAS, and Mr. Wikle, responded.

Sen. Anderegg commented on budget concerns, where the funds are spent, and if they are appropriate funds.

Ms. Downing gave a presentation on the DAS. The DAS has many divisions and offices that are included in the DAS budget including: Administrative Rules, Archives, Division of Facilities Construction and Management, Fleet, Finance, Purchasing and General Services, and Risk Management. The mission of the DAS is to deliver support services of the highest quality and best value to government agencies and the public.

Mr. Hansen and Ms. Richards explained the function of each division and office within the DAS budget, and the budget requests, performance measures, and challenges and priorities of each.

[5d-IGG - DAS Presentation](#)

Rep. Brammer and Chair Sagers asked about the telework pilot, with a response from Ms. Richards. Ms. Richards and Mr. Hansen continued the presentation.

Sen. Anderegg commented that the subcommittee needs to review agencies' administrative rules to make sure the intent of the Legislature is being followed. Mr. Hansen continued the presentation.

Chair Sagers asked about the delay of construction because of hiring architects/engineers because of compensation. Ms. Richards responded that the compensation package is not enticing. Mr. Jim Russell, Director, Division of Facilities Construction and Management (DFCM) responded on the hiring of those positions. Ms. Richards and Mr. Hansen continued with their presentation.

Mr. Wikle explained the General Fund Restricted Internal Service Fund (ISF) Overhead that is part of the Division of Finance budget request. Mr. Hansen and Ms. Richards continued with their presentation.

Chair Sagers asked for an explanation of the financial solvency of Fleet Operations. Mr. Jeff Mottishaw, Director, Fleet Operations, responded. Ms. Richards and Mr. Hansen continued with their presentation.

Sen. Harper asked about the transfer of Full Time Employees, with a response from Mr. Hansen and Ms. Richards. Mr. Hansen and Ms. Richards continued with their presentation.

Sen. Hinkins asked about discounts in the Purchasing Department, and the effect on small counties. Mr. Hansen responded that the procurement code takes into account the small counties. Chair Sagers also commented. Mr. Hansen and Ms. Richards continued with their presentation.

Mr. Wikle made a comment on the presentation.

5 . Requests for Appropriation

There were no additional requests for appropriations.

6 . Other Business

There was no other business.

MOTION: Sen. McCay moved to adjourn. The motion passed with a vote of 14 - 0 - 5.

Yeas-14

Rep. B. Brammer
Rep. W. Brooks
Sen. D. Buxton
Sen. K. Cullimore
Sen. D. Hinkins
Rep. K. Ivory
Sen. D. McCay
Rep. C. Musselman
Rep. M. Nelson
Rep. S. Pitcher
Rep. D. Sagers
Rep. M. Schultz
Rep. L. Shurtliff
Rep. A. Stoddard

Nays-0

Absent-5

Sen. J. Anderegg
Sen. W. Harper
Sen. D. Henderson
Rep. A. Maloy
Sen. K. Mayne

House Chair Sagers adjourned the meeting at 10:14 a.m.